RECEIVED CENTRAL FAX CENTER

Attorney Docket No. 03408/LH

SEP 15 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): K. KAWANO et al.

Serial No. : 10/618,424

Filed : July 11, 2003

For : SEMICONDUCTOR LIGHT RECEIVING

MODULE

Art Unit : 2826

Examiner : TRAN, TANN

Customer No.: 01933

RESPONSE- 37 CFR 1.111

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

This is responsive to the Office Action mailed August 31, 2004, the term for response to which expires on September 30, 2004.

ELECTION

Applicants hereby elect Species 7, Figs 12-16, for further prosecution on the merits, without traverse.

CLAIMS READABLE ON ELECTED SPECIES

The claims readable on elected Species 7 are claims 7, 8, 11, 13, 14 and 15.

Upon allowance of a generic claim, it is respectfully requested that the Examiner also consider claims directed to

CERTIFICATE OF FACSIMILE TRANSMISSION TO NO.703-872-9306

TOTAL PAGES: 2
I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents Office on the date noted below.

No Sourades
Natini P. Sahadeo

Dated: September 15. 2004

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee to Account No. 06-1378.

non-elected Species, which depend from or otherwise include the subject matter of an allowable generic claim.

It is respectfully requested that prosecution on the merits now proceed on the basis of the election set forth above.

It is respectfully submitted that this submission is fully responsive to the outstanding Office Action.

If the Examiner has any comments, questions, objections or recommendations, the Examiner is invited to telephone the undersigned at the telephone number given below for prompt action.

Respectfully submitted

September 15, 2004

Leonard Witz, Esq. Reg. No. 22,974

Frishauf, Holtz, Goodman & Chick, P.C. 767 Third Avenue - 25th Floor New York, New York 10017-2023 Tel. No. (212) 319-4900 Fax No. (212) 319-5101 LH/nps